252.225–7008 Restriction on Acquisition of Specialty Metals.

As prescribed in 225.7003–5(a)(1), use the following clause:

**Restriction on Acquisition of Specialty Metals (JUL 2009)**

(a) **Definitions.** As used in this clause—
   (i) **Alloy** means a metal consisting of a mixture of a basic metallic element and one or more metallic, or non-metallic, alloying elements.
   (ii) If two metals are specified in the name (e.g., nickel-iron alloy), those metals are the two predominant elements in the alloy, and together they constitute 50 percent or more of the alloy (by mass).
   (iii) **Steel** means an iron alloy that includes other elements.

(b) **Production** means the application of forces or processes to a specialty metal to create the desired physical properties through quenching or tempering of steel plate, gas atomization or sputtering of titanium, or final consolidation of non-melt derived titanium powder or titanium alloy powder.

(c) **Specialty metal means—**
   (i) **Steel**—
      (A) With a maximum alloy content exceeding one or more of the following limits: Manganese, 1.65 percent; silicon, 0.60 percent; or copper, 0.60 percent; or
      (B) Containing more than 0.25 percent of any of the following elements: Aluminum, chromium, cobalt, molybdenum, nickel, niobium (columbium), titanium, tungsten, or vanadium;
   (ii) **Metal alloys consisting of—**
      (A) Nickel or iron-nickel alloys that contain a total of alloying metals other than nickel and iron in excess of 10 percent; or

(B) Cobalt alloys that contain a total of alloying metals other than cobalt and iron in excess of 10 percent;
   (iii) **Titanium and titanium alloys;** or
   (iv) **Zirconium and zirconium alloys.**

(d) **Assembly** means an item forming a portion of a system or subsystem that—
   (i) Can be provisioned and replaced as an entity; and
   (ii) Incorporates multiple, replaceable parts.

(e) **Commercial derivative military article** means an item acquired by the Department of Defense that is or will be produced using the same production facilities, and the same or similar production processes that are used for the production of articles predominantly used by the general public or by nongovernmental entities for purposes other than governmental purposes.

(f) **Commercially available off-the-shelf item**—
   (i) **Means any item of supply that is—**
      (A) A commercial item (as defined in paragraph (1) of the definition of “commercial item” in section 2.101 of the Federal Acquisition Regulation); and
      (B) Sold in substantial quantities in the commercial marketplace; and
   (C) Offered to the Government, under this contract or a subcontract at any tier, without modification, in the same form in which